

corporation would have paid had it continuously maintained its privilege to do business plus an additional fee equivalent to one percent per month or fraction thereof computed upon each annual license fee from the time it would have been paid had the corporation maintained its privilege to do business to the date when the corporation restored its privilege to do business: PROVIDED, That the minimum additional license fee due under this section shall be two dollars and fifty cents. Upon payment of the above fees, restoration shall be effective, and the corporation shall have all the rights and privileges it would have possessed had it continually maintained its privilege to do business.

When any domestic corporation loses its privilege to do business for failure to pay its annual license fee when due, the secretary of state shall mail to the corporation at its registered office, ~~((by certified mail, return receipt requested;))~~ by first class mail, a notice that the corporation no longer has the privilege of doing business in this state, and that the corporation's privilege may be restored as provided in this section, and a notice that, if the privilege is not restored for three consecutive years, the existence of the corporation shall cease without further notice.

Passed the House March 12, 1971.

Passed the Senate May 9, 1971.

Approved by the Governor May 18, 1971.

Filed in Office of Secretary of State May 20, 1971.

CHAPTER 143

[Engrossed House Bill No. 229]

PUBLIC SERVICE COMPANIES

AN ACT Relating to public service companies; amending section 81.48.030, chapter 14, Laws of 1961 and RCW 81.48.030; amending section 81.48.040, chapter 14, Laws of 1961 and RCW 81.48.040; amending section 9, chapter 295, Laws of 1961 as last amended by section 11, chapter 210, Laws of 1969 ex. sess. and RCW 81.77.080; amending section 81.80.300, chapter 14, Laws of 1961 as last amended by section 13, chapter 210, Laws of 1969 ex. sess. and RCW 81.80.300; amending section 81.80.320, chapter 14, Laws of 1961 as last amended by section 14, chapter 210, Laws of 1969 ex. sess. and RCW 81.80.320; amending section 80.20.060, chapter 14, Laws of 1961 and RCW 80.20.060; adding a new section to chapter 14, Laws of 1961 and to chapter 81.80 RCW; adding a new section to chapter 94, Laws of 1967 ex. sess. and to chapter 46.86 RCW; prescribing

penalties: and providing an effective date.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

Section 1. Section 81.48.030, chapter 14, Laws of 1961 and RCW 81.48.030 are each amended to read as follows:

The right to fix and regulate the speed of railway trains within the limits of cities of the second class, third class, ~~((and))~~ towns, and at grade crossings as defined in RCW 81.53.010 where such grade crossings are outside the limits of cities and towns, is vested exclusively in the commission: PROVIDED, That RCW 81.48.030 and 81.48.040 shall not apply to street railways which may be operating or hereafter operated within the limits of said cities and towns.

Sec. 2. Section 81.48.040, chapter 14, Laws of 1961 and RCW 81.48.040 are each amended to read as follows:

After due investigation and within a reasonable time after June 9, 1943, the commission shall make and issue an order fixing and regulating the speed of railway trains within the limits of cities of the second class, cities of the third class, and towns. The speed limit to be fixed by the commission shall be discretionary, and it may fix different rates of speed for different cities and towns, which rates of speed shall be commensurate with the hazard presented and the practical operation of the trains. The commission shall also fix and regulate the speed of railway trains at grade crossings as defined in RCW 81.53.010 where such grade crossings are outside the limits of cities and towns when in the judgment of the commission the public safety so requires; such speed limit to be fixed shall be discretionary with the commission and may be different for different grade crossings and shall be commensurate with the hazard presented and the practical operation of trains. The commission shall have the right from time to time, as conditions change, to either increase or decrease speed limits established under RCW 81.48.030 and 81.48.040.

Sec. 3. Section 9, chapter 295, Laws of 1961 as last amended by section 11, chapter 210, Laws of 1969 ex. sess. and RCW 81.77.080 are each amended to read as follows:

Every garbage and refuse collection company shall, on or before the 1st day of April of each year, file with the commission a statement on oath showing its gross operating revenue from intrastate operations for the preceding calendar year, or portion thereof, and pay to the commission a fee equal to ~~((five-tenths))~~ eight-tenths of one percent of the amount of gross operating revenue: PROVIDED, That the fee shall in no case be less than one dollar.

It is the intent of the legislature that the fees collected under the provisions of this chapter shall reasonably approximate the cost of supervising and regulating motor carriers subject thereto, and to that end the utilities and transportation commission is authorized to decrease the schedule of fees provided in this section

by general order entered before March 1st of any year in which it determines that the moneys then in the garbage and refuse collection companies account of the public service revolving fund and the fees currently to be paid will exceed the reasonable cost of supervising and regulating such carriers.

All fees collected under this section or under any other provision of this chapter shall be paid to the commission and shall be by it transmitted to the state treasurer within thirty days to be deposited to the credit of the public service revolving fund.

Sec. 4. Section 81.80.300, chapter 14, Laws of 1961 as last amended by section 13, chapter 210, Laws of 1969 ex. sess. and RCW 81.80.300 are each amended to read as follows:

The commission shall prescribe an identification cab card and identification decal or stamp or number which must be carried within the cab of each motive power vehicle of each motor carrier required to have a permit under this chapter.

The identification cab card and the decal or stamp or number provided for herein may be in such form and contain such information as required by the commission.

It shall be unlawful for any "common carrier" or "contract carrier" to operate any motor vehicle within this state unless there is carried within the cab of the motive power vehicle, either operating as a solo vehicle or in combination with trailers, the identification cab card and decal or stamp or number required by this section and the payment by such carrier of a total fee of three dollars for each such decal or stamp or number plus the applicable gross weight fee prescribed by RCW 81.80.320; PROVIDED, That as to equipment operated between points in this state and points outside the state exclusively in interstate commerce, the commission may adopt rules and regulations specifying an alternative schedule of fees to that specified in RCW 81.80.320 as it may find to be reasonable and specifying the method of evidencing payment of such fees.

((Equipment of carriers operated between points in this state and points outside the state exclusively in interstate commerce, may be operated with cab cards and decals or stamps or numbers not assigned to specific motive power vehicles upon application therefor and payment for each such decal or stamp or number a total fee of three dollars plus two times the applicable gross weight fee prescribed by RCW 81.80.320-1))

The commission may adopt rules and regulations imposing a reduced schedule of fees for short term operations, requiring reports of carriers, and imposing such conditions as the public interest may require with respect to the operation of such vehicles.

The commission shall not be required to collect the excise tax

prescribed by RCW 82.44.070 for any fees collected under this chapter.

The decal or stamp or number required herein shall be issued annually under the rules and regulations of the commission, and shall be affixed to the identification cab card required by this section not later than ~~((January))~~ February 1st of each year: PROVIDED, That such decal or stamp or number may be issued for the ensuing calendar year on and after the first day of ~~((December))~~ November preceding and may be used from the date of issue until ~~((December 31st))~~ February 1st of the succeeding calendar year for which the same was issued. ~~((In case an applicant receives a permit after January 1st of any year such decal or stamp or number shall be obtained and attached to the identification cab card and carried within the cab of the motive power vehicle subject to this chapter before operation of any such vehicle is commenced:))~~

It shall be unlawful for the owner of said permit, his agent, servant or employee, or any other person to use or display any identification cab card and decal or stamp or number, the permit number or other insignia of authority from the commission after said permit has expired, been canceled or disposed of, or to operate any vehicle under permit without such identification cab card and decal or stamp or number.

The commission shall collect all fees provided in this section and all such fees shall be deposited in the state treasury to the credit of the public service revolving fund.

Sec. 5. Section 81.80.320, chapter 14, Laws of 1961 as last amended by section 14, chapter 210, Laws of 1969 ex. sess. and RCW 81.80.320 are each amended to read as follows:

In addition to all other fees to be paid by him, every "common carrier" and "contract carrier" shall pay to the commission each year ~~((at the time of, in connection with, and before))~~ prior to receiving his identification decal or stamp or number for each motive power vehicle operated by him, based upon the maximum gross weight thereof as set by the carrier in his application for his regular license plates, plus any additional tonnage or log tolerance permits, the following fees:

Less than 4,000 pounds.....	\$ 7.00
4,000 pounds or more and less than 8,000 pounds.....	9.00
8,000 pounds or more and less than 12,000 pounds.....	11.00
12,000 pounds or more and less than 16,000 pounds.....	13.00
16,000 pounds or more and less than 20,000 pounds.....	15.00
20,000 pounds or more and less than 24,000 pounds.....	17.00
24,000 pounds or more and less than 28,000 pounds.....	19.00
28,000 pounds or more and less than 32,000 pounds.....	21.00
32,000 pounds or more and less than 36,000 pounds.....	23.00

36,000 pounds or more and less than 40,000 pounds.....	30.00
40,000 pounds or more and less than 44,000 pounds.....	32.00
44,000 pounds or more and less than 48,000 pounds.....	34.00
48,000 pounds or more and less than 52,000 pounds.....	36.00
52,000 pounds or more and less than 56,000 pounds.....	38.00
56,000 pounds or more and less than 60,000 pounds.....	40.00
60,000 pounds or more and less than 64,000 pounds.....	42.00
64,000 pounds or more and less than 68,000 pounds.....	44.00
68,000 pounds or more and less than 72,000 pounds.....	46.00
72,000 pounds or more and less than 76,000 pounds.....	48.00

In the event that trailers or semitrailers are separately licensed for gross weight and not included within the licensed gross weight of the motive power vehicle as prescribed above, the fees provided herein shall be computed on the basis of the licensed gross weight of the trailer or semitrailer, plus any additional tonnage or log tolerance, and a separate identification cab card will be issued in the same manner as for a motive power vehicle under RCW 81.80.300.

It is the intent of the legislature that the fees collected under the provisions of this chapter shall reasonably approximate the cost of supervising and regulating motor carriers subject thereto, and to that end the utilities and transportation commission is authorized to decrease the schedule of fees provided in this section by general order entered before November 1st of any year in which it determines that the moneys then in the motor carrier account of the public service revolving fund and the fees currently to be paid will exceed the reasonable cost of supervising and regulating such carriers during the next succeeding calendar year. Whenever the cost accounting records of the commission indicate that the schedule of fees as previously reduced should be increased such increase, not in any event to exceed the schedule set forth in this section, may be effected by a similar general order entered before November 1st. Any decrease or increase of gross weight fees as herein authorized, shall be made on a proportional basis as applied to the various classifications of equipment.

All fees collected under this section or under any other provision of this chapter shall be paid to the commission and shall be by it transmitted to the state treasurer within thirty days to be deposited to the credit of the public service revolving fund.

NEW SECTION. Sec. 6. There is added to chapter 14, Laws of 1961 and to chapter 81.80 RCW a new section to read as follows:

Where by virtue of federal requirements uniform forms are to be utilized to evidence lawfulness of interstate operations, the commission shall charge a fee for such forms equal to the cost to the commission.

NEW SECTION. Sec. 7. There is added to chapter 94, Laws of

1967 ex. sess. and to chapter 46.86 RCW a new section to read as follows:

Notwithstanding any other provision of this chapter, qualified carriers shall comply with requirements of the Washington utilities and transportation commission as to forms and procedures specified by that agency to evidence the lawfulness of interstate operations in the state where such forms and procedures are in accordance with those promulgated by federal authority.

Sec. 8. Section 80.20.060, chapter 14. Laws of 1961 and RCW 80.20.060 are each amended to read as follows:

Expenses of a complete valuation, rate and service investigation shall not be assessed against a public service company under this chapter if such company shall have been subjected to and paid the expenses of a complete valuation, rate and service investigation during the preceding five years, unless the properties or operations of the company have materially changed or there has been a substantial change in its value for rate making purposes or in any other circumstances and conditions affecting rates and services: PROVIDED, That the provisions of this section shall not be a limitation on the frequency of assessment of costs of investigation where such investigation results from a tariff filing or tariff filings by a public service company to increase rates.

NEW SECTION. Sec. 9. Sections 4, 5, 6 and 7 of this 1971 amendatory act shall take effect on October 31, 1971.

Passed the House May 8, 1971.

Passed the Senate May 6, 1971.

Approved by the Governor May 19, 1971.

Filed in Office of Secretary of State May 20, 1971.

CHAPTER 144

[Engrossed House Bill No. 351]

PHYSICIANS AND DENTISTS--

PROCEEDINGS AGAINST FELLOWS--

CIVIL IMMUNITIES

AN ACT Relating to medical review committees and boards; granting immunity from suit to professionals bringing charges against fellow professionals; and adding new sections to chapter 4.24 RCW.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

NEW SECTION. Section 1. There is added to chapter 4.24 RCW a new section to read as follows:

Physicians licensed under chapter 18.71 RCW or chapter 16.57